MINUTES

(Audio Recording Is Available) BOARD OF ZONING APPEALS NOVEMBER 15, 2012 LAKEWOOD CITY HALL

PRE-REVIEW MEETING 6:00 P.M. LAW CONFERENCE ROOM

A. Review docket items.

REVIEW MEETING 6:30 P.M. AUDITORIUM

The meeting was called to order at 6:35 P.M.

Roll Call.

Members Present
Cynthia Bender
Jennifer Matousek
Kyle Krewson, Vice Chairman
James Nagy, Chairman
Samuel O'Leary

Others Present

Mary Leigh, Secretary, DCD Programs Manager, P&D Jeff Fillar, Asst. Bldg. Comm., Residential Kevin Butler, Law Director

Approve Minutes of the October 18, 2012 meeting.

A motion was made by Mr. Nagy, seconded by Ms. Matousek, to **APPROVE** the minutes of the October 18, 2012 meeting as amended. Ms. Bender, Ms. Matousek, Mr. Nagy, and Mr. O'Leary voting yea and Mr. Krewson abstaining, the motion passed.

3. Opening Remarks.

Ms. Leigh read the Opening Remarks.

NEW BUSINESS

4. Docket 11-45-12

2128 Olive Avenue

Mary Lannon, applicant and property owner, requests approval for a variance, pursuant to Section 1121.07 – Minimum Yard Requirements for Principal Buildings – to install an a/c unit on the side lot of the property driveway for a needed variance of 38.5 inches from the required five feet (5') on the other side and six inches (6") from the ten foot (10') required on the driveway side. This property is located in an R1H - Single Family, High Density district. (Page 2)

David. G. Slife, Slife Heating and Cooling, contractor, and Mary Lannon, applicant and property owner, were present to explain the request. Because the rear yard had a deck, shrubbery, and a planned addition, they wanted to place the A/C unit on the side of the deck. The unit would be screened from the neighbors.

Mr. Fillar said there were two variances (he described the calculations on the application; only one was mentioned at the pre-review meeting), and the Division of Housing and Building had no objections.

There were no comments or questions from the public.

Ms. Matousek asked about the noise level. Mr. Slife said it was low with a reading of about 73.

A motion was made by Mr. Nagy, seconded by Mr. Krewson, to **GRAN**T the request as clarified by Mr. Fillar. All of the members voting yea, the motion passed.

5. Docket 11-46-12

15100 Detroit Avenue Marjorie Building

Robert Blatchford, Blatchford Architects, applicant, requests approval for a variance, pursuant Ordinance 91-95, Section 1143.05 – Schedule of Uses and Space Requirements – because of the addition of three (3) dwelling units, a request is for five (5) total parking; three (3) are required to be garage spaces, and two (2) are required to be open. This property is located in a C2 - Commercial, Retail district. (Page 10)

Robert Blatchford, applicant, was present to explain the request. Mr. Blatchford began by stating the owner of The Exchange had purchased the entire building, and was in the process of remodeling it in stages; the first stage was the west end upstairs, the second stage was the eastern end upstairs, the fourth stage was the storefronts, and there was an undeclared use of the back property over seven (7) garages. They were working with the Architectural Board of Review ("ABR") who seemed favorable to the renovations; final approval was yet to be granted dependent upon finer details, materials, signage, and etc. The anticipated time frame was one to one and one half years (1 to 1.5). It appeared the building had been four (4) separate units upstairs when first constructed; two in the middle and one on either end. Over the course of the years, the upstairs developed into six (6) units with balconies. It was in a great location with numerous parking lots, amenities within walking distance, and prominent bus lines. The existing seven (7) garages were in the process of being cleaned; the current tenants had been parking on the side streets. The City was asked about obtaining parking permits, but they were told they were reserved for businesses and stores. He described the parking areas the tenants had been using; proximity and number of spaces, and calculated they needed nine (9) parking spaces, in addition to the existing seven (7) garage spaces, which resulted in the need of two (2) additional outdoor parking spots. However, the Planning Department indicated they needed three (3) additional covered parking spots with two (2) additional outdoor parking spaces. They would request whatever additional number of parking spots the Board/City deemed necessary. The hardship was there were no buildings that could be razed to allow for more parking; they did not want to remove residential homes. The logical thing would be to allow continued parking on the side streets. He stated they would repair the sidewalks and maintain the sidewalk trees. The existing garages would remain. An asphalt driveway led to a concrete courtyard. There was no room to park in front of the garages; it would inhibit vehicular movement.

Mr. Fillar said stated that Robert Apanasewicz, Assistant Building Commissioner, Commercial, calculated a variance of four (4) additional parking spaces. Mr. Apanasewicz had not explained his calculations to Mr. Fillar, but Mr. Fillar was confident of the mathematical conclusion. Mr. Apanasewicz had told Mr. Fillar there were numerous buildings with the same situation; yet the Marjorie Building was in a good position for parking, and he had no objection to the variance. The application was written differently from Mr. Apanasewicz's math, and Mr. Fillar said they should follow Mr. Apanasewicz's calculations for the needed variance.

There were no comments or questions from the public.

Mr. Krewson asked for the number of bedrooms per apartment. Mr. Blatchford said there were two (2) bedrooms in four (4) apartments and one (1) bedroom in two (2) apartments. Asked why cars were parked in the garages, Mr. Blatchford replied they had been used for storage and were in the process of being cleared.

A motion was made by Mr. Krewson to **GRANT the request with the following stipulation** that in such number not to exceed four (4) as required by final approved plan and whose scope does not exceed the plan as present before the Board today.

Mr. Butler sought clarifying of the motion by stating "to approve a variance for the minimum number of off-street parking spaces required with such approval..." Mr. Krewson continued "whose scope does not exceed..." Mr. Butler continued "variance shall not exceed..." Mr. Krewson concluded "in such number not to exceed four (4) as required by final approved plan whose scope does not exceed the plan presented before us today." Based on the final approval, it could be two (2) or four (4 parking spaces). Seconded by Mr. O'Leary, and all of the members voting yea, the motion passed.

6. Adjourn.

A motion was made by Mr. Krewson, seconded by Ms. Ms. Bender, to **ADJOURN** the meeting at 6:55 P.M. All of the members voting yea, the motion passed.

Signature

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Oath

I, the undersigned, hereby agree that the testimony I give at this proceeding will be the truth, the whole truth and nothing but the truth:

PRINT NAME:	SIGN NAME:
1. MARY LANNOW	May Lann
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, Robert Blatch ford	My Andrew;
RICHAND BORN	promi
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Prepared by: 'The City of Lakewood Law Departs	ment, 12650 Detroit Ave., Lakewood, Ohio 44107
FORCITY	USE ONLY
Lakewood Administrative Procedure: ABR/BBS/Sign Income Tax Appeals Loan Approval Nuisance Abs	n 🗆 Citizens Advisory 😂 Civil Service 🗅 Dangerous Dog atement Appeals 🗆 Planning 🛢 Zoning Appeals 🚨 Other:
Date of Proceeding: Thyrsday, Noven	nber 15, 2012
**	

Schwarz, Johanna

From:

Melissa Watson <watsnu@hotmail.com>

Sent:

Monday, November 12, 2012 6:35 AM

To:

Planning Dept

Cc: Subject: Mary Lannon Variance request

Attention: Mary Leigh

Board Secretary

Planning & Development

Re: Section 1121.07 as related to 2128 Olive Avenue; Lannon, Mary

I harbor no reservations regarding the installation of an air conditioning unit.

Sincerely,

Miriam Watson

"You can judge a people by how they treat their animals." Mohandas Gandhi

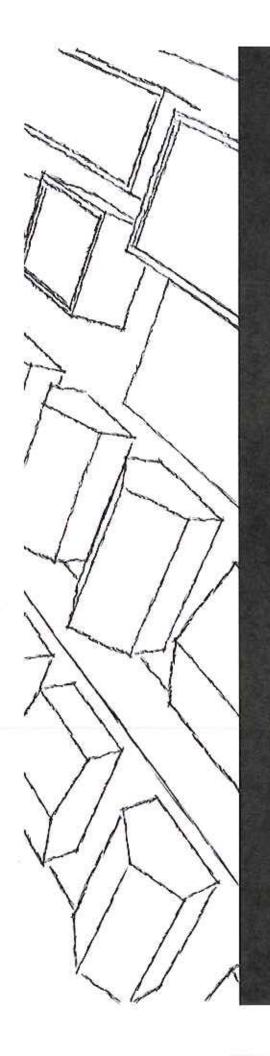
City of Lakewood Board of Zoning Appeals 12650 Detroit Avenue Lakewood, OH 44107

To Whom It May Concern:

I, as owner of 15100 Detroit Avenue, hereby grant Blatchford Architects (Richard Bozic) as my agent to represent our firm before the Lakewood Board of Zoning Appeals.

Sincerely,

John Shahinian, President Allied Real Estate Company

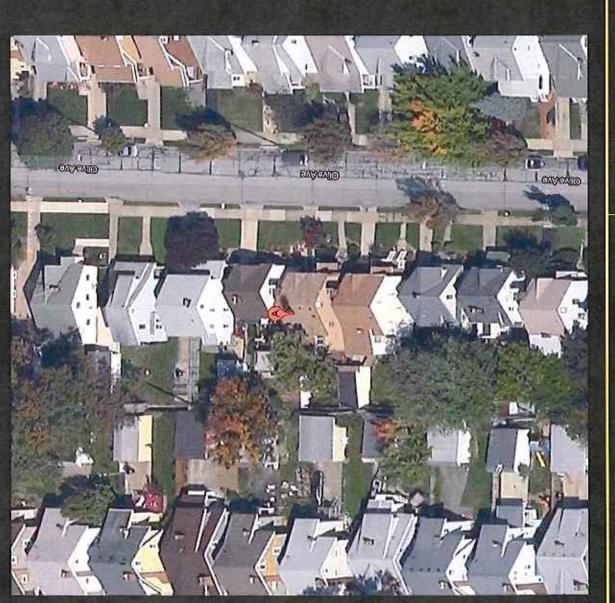


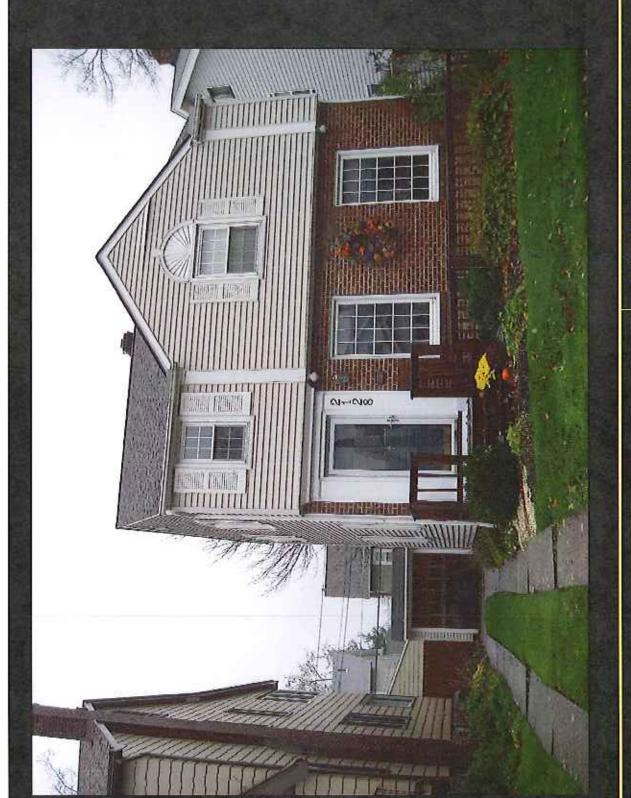
Board of Zoning Appeals

November 2012

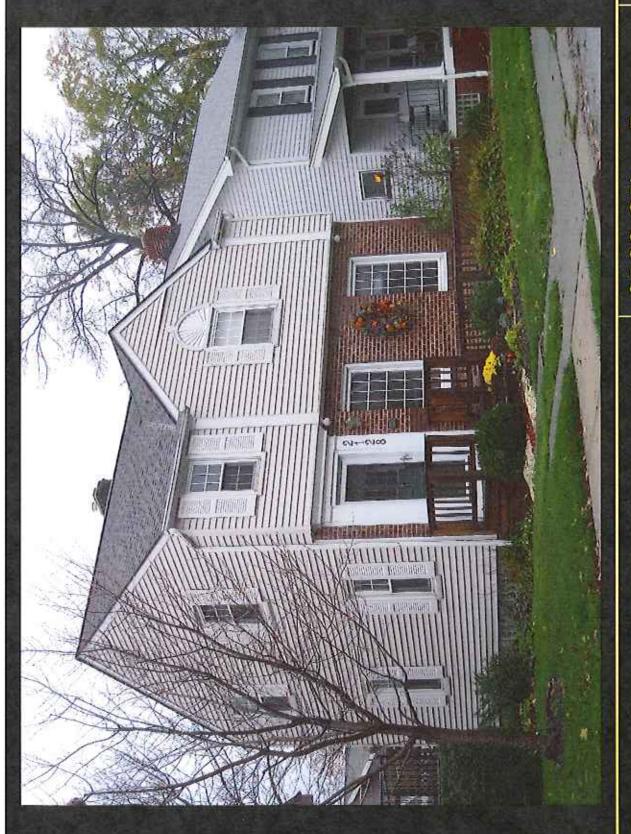




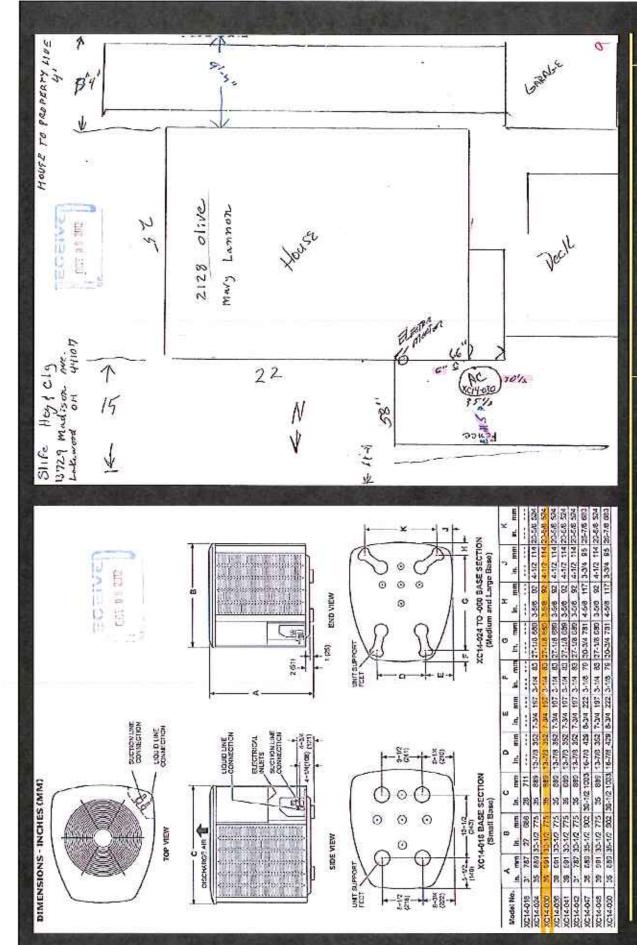




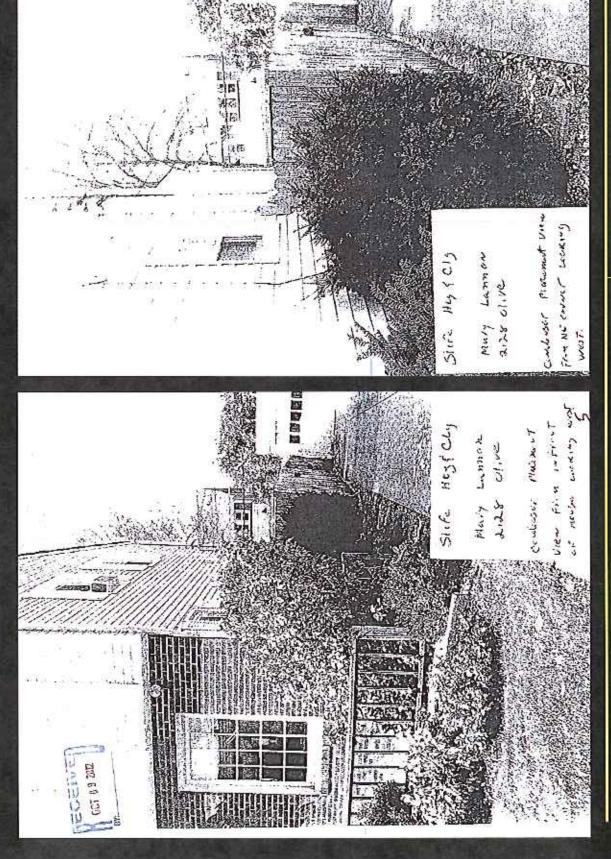
2128 Olive Avenue

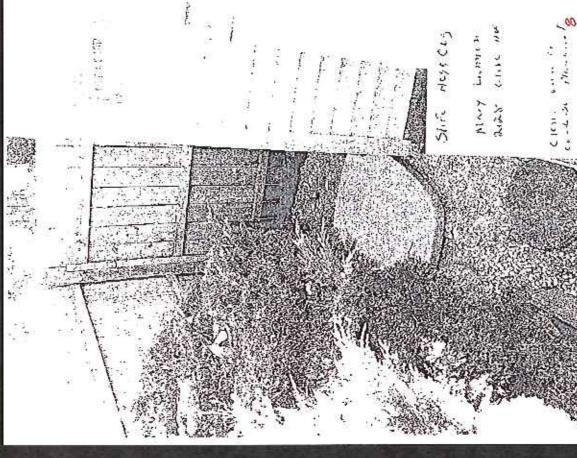


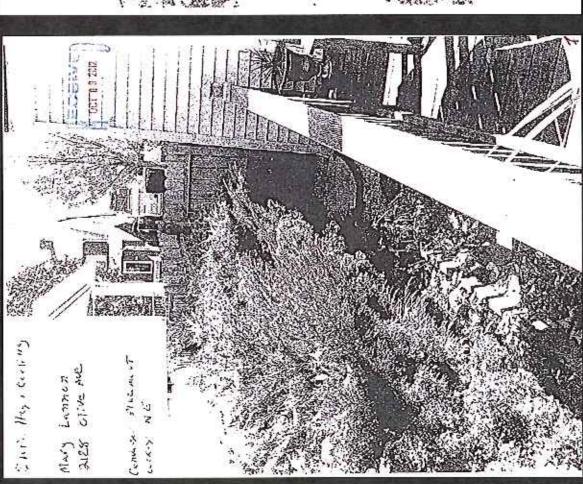
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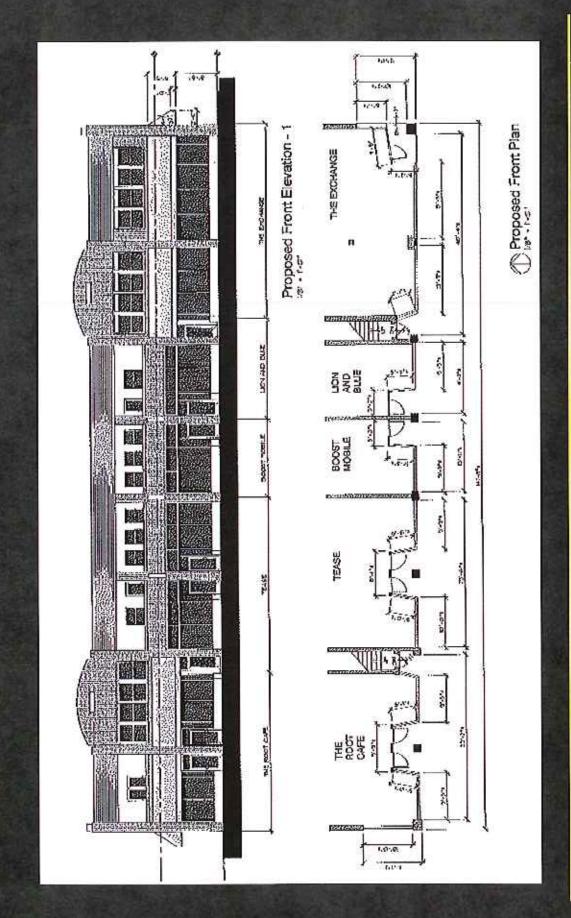


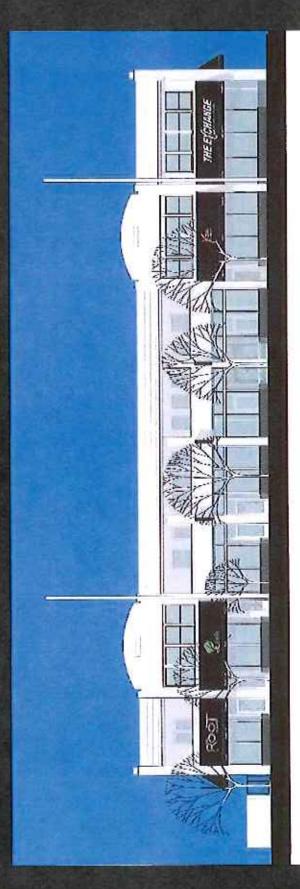


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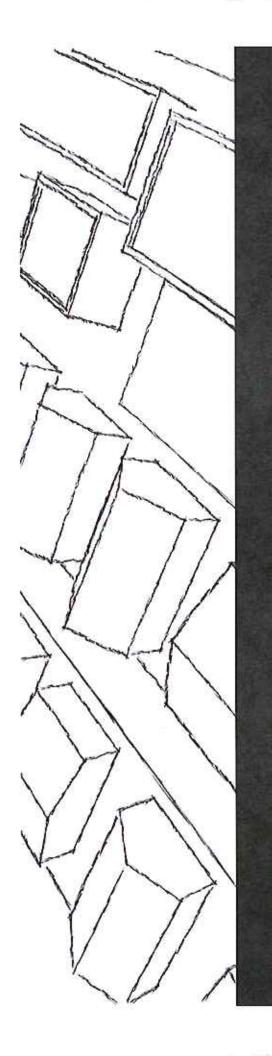






Proposed Front Elevation - 1





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